

Experience of Danish governmental cooperation and approach to enforcement of IPR Infringements

Janne Hedegaard
IPR Enforcement expert
Denmark

Market surveillance role in combatting counterfeit products
UNECE WP.6 Webinar
21 February 2023 14:00 - 16:30

Definition of Counterfeit goods

- *Counterfeit goods are goods, including any packaging, label, sticker, brochure, operating instructions, warranty document or similar items which are sold under a brand's name without the brand owner's authorisation. Specifically, this relates to trademark and geographic indication infringement.*

REGULATION (EU) No 608/2013 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 12 June 2013 concerning customs enforcement of intellectual property rights and repealing Council Regulation (EC) No 1383/2003, Chapter 1, Article 2

What is the role of the enforcement authorities in order to provide an effective system in the country against the illicit trade concerning IP violations?

How to build cooperation between the institutions?

The Danish Ministerial Network against IPR Infringements

Established in 2008 based on a cross-ministerial report on fighting counterfeiting and piracy. 2008 and consists of 12 institutions:

- National Commissioner of Police *
- Ministry of Culture
- Danish Customs Agency **
- Danish Safety Technology Authority *
- National Competition and Consumer Authority
- Danish Veterinary and Food Administration *
- Danish Medicines Agency *
- State Prosecutor for Serious Economic and International Crime
- Ministry of Foreign Affairs
- Danish Agrifish Agency
- Danish Business Authority
- Danish Patent and Trademark Office (secretariat for the network)

The Danish Ministerial Network against IPR Infringements

Terms of Reference:

- Two annual plenary meeting on pre-established dates (March and September)
- The 12 authorities take turns in hosting the meetings (1 day)
- All Network members must participate each time or find a substitute
- All authorities contribute to the dialogue
- No legal basis for the Network in legislation
- No rules on decision-making processes
 - In principle unanimity
 - So far not a problem in practice

Examples of the Network's results:

- Increased criminal penalties (6 years of imprisonment)
- Information website (<https://ichoosereal.dk>)
- Case Law database (Criminal cases on IPR infringements)
- Cooperation on enforcement actions (Operation Opson, Pangea etc.)
- Organizing training seminars for public enforcement authorities
- Continuous dialogue with the industry
- Developed standard template for reporting IPR crime
- Contributing to IPR guidelines for police and prosecutors
- Awareness raising campaigns targeted consumers



ichoosereal.dk

An information site on
counterfeiting and piracy

[Shopping
& Fakes](#)[Stream &
Download](#)[Facts &
Rules](#)

6 good reasons to buy genuine

There are many good reasons to avoid fakes and choose genuine products instead - especially if you want to take care of your health, protect your credit card information and avoid supporting criminal organizations.

[READ MORE](#)

Get to know



Shopping & Fakes

Earlier, most fake products were luxury products such as expensive handbags, watches and sunglasses.

Today, almost all types of products are being falsified – from cosmetics, toys, food, medicine, electronics and spare parts for cars.

Get good advice on how to spot fakes. Both when shopping in stores, online and traveling. Also, get tips on what to do, if you discover that you bought a fake product.

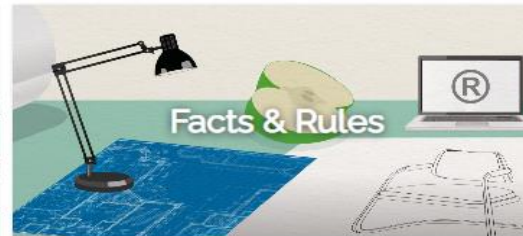


Stream & Download

Movies, series, music and literature are everywhere on the internet, and it can be difficult to distinguish between websites legal and illegal content.

Uncritical use of cultural content on the internet can affect both yourself and the artist behind. Get tips for finding legal content on the internet.

...and find answers to what is allowed within various areas.



Facts & Rules

There are many good reasons for choosing genuine products instead of fakes. Especially if you want to take care of your health, protect your credit card information and avoid supporting criminal organizations.

See what is legal and illegal.



Thank you

Janne Hedegaard

e-mail: janne_Hedegaard@outlook.com